

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rodney C. Hope, et al. : Examiner: Rivell, John A
: :
Serial No.: 10/604,494 : Group Art Unit: 3753
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Filed: July 25, 2003 : Attorney Docket No.: 716909.26
: :
For: FLUID FLOW CONTROL VALVE : Customer No.: 027128
: :
Last Office Action: February 1, 2006 : Confirmation No.: 1493

DECLARATION UNDER 37 CFR 1.132

I, Scott J. Senner, do hereby declare as follows:

1. I am Engineering Manager at Gilmore Valve Co., Ltd. the assignee of the above identified U.S. Patent Application.
2. I have reviewed our sales records for valves that contain the invention claimed in the above identified Patent Application. We produce three different valves that utilize the invention. Those are our part numbers 27459-1/4, 25998-1/2 and 25998-1-1/2. The only difference in these valves is the size of the valve.
3. The sales for the valves for 2005 and YTD 2006 are as follows: Part No. 27459-1/4, total sales \$40,095.00 representing the sale of 405 valves at \$99.00 each. For Part No. 25998-1/2, sales are \$1,950.00 representing the sale of 13 valves at \$150.00 each. For Part No. 25998-1-1/2, sales are \$9,592.00 representing the sale of 109 valves at \$88.00 each. The total sales for

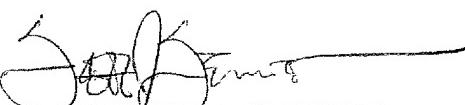
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Amendment B

the valves for 2005 and YTD 2006 is \$51,637.00.

4. In view of the reduction in overall sales of valves to the oil industry, which the subject valves are used in, during the period of sales, it is my opinion that these sales indicate a commercial success in the marketplace. The claimed inventive combination and in particular those features relating to the formed to fit valve seat sealing surfaces, the annular fingers and the coined sealing surfaces as defined in the independent claims provide a point of distinction over other valves in the industry. I attribute the sales of these valves to the claimed inventive features and their particular construction. The commercial success of the valve, in my opinion is attributable to the particular capabilities and flexibilities associated with the particular construction of the valve in addition to the reduced costs with at least equal functionality compared to conventional machined construction valves previously manufactured by others.

5. I further declare that all statements made herein are made of my own knowledge and are true: and further that these statements were made with the knowledge that willful false statements in the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and as such willful statements may jeopardize the validity of the application or any patent issued thereon.

FURTHER DECLARANT SAYETH NOT.

Signature: 
Scott J. Senner

Date: 07/28, 2006